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PATENT APPLICATION  
ATTORNEY DOCKET NO. 10004242-1

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

ART UNIT: 2822

EXAMINER: Kiesha L. Rose

APPLICANT: Birecki, et al.

SERIAL NO.: 10/042,927

FILED: Jan. 9, 2002

CONFRM. NO.: 4533

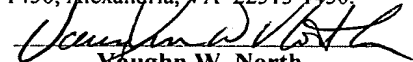
FOR: IMPROVED ELECTRON EMITTER DEVICE  
FOR DATA STORAGE APPLICATIONS  
AND METHOD OF MANUFACTURE

RESPONSE/AMENDMENT

CERTIFICATE OF MAILING  
UNDER 37 C.F.R. § 1.8

DATE OF DEPOSIT: 17 Feb 04

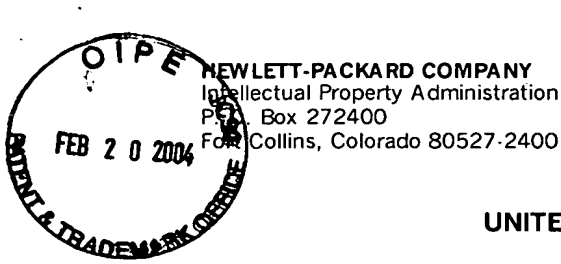
I hereby certify that this paper or fee (along with any paper or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to: Mail Stop Non-fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Vaughn W. North

Mail Stop Non-fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

In response to the Office Action, mailed December 17, 2003, Applicant offers the following Amendment and requests reconsideration of the above-captioned application.

AF/2877  
PATENT APPLICATION

ATTORNEY DOCKET NO. 10004242-1

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Birecki, et al.

Confirmation No.: 4533

Application No.: 10/042,927

Examiner: Kiesha L. Rose

Filing Date: Jan. 9, 2002

Group Art Unit: 2822

Title: IMPROVED ELECTRON EMITTER DEVICE FOR DATA STORAGE APPLICATIONS AND METHOD OF MANUFACTURE

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

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## TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment ( ) Petition to extend time to respond  
( ) New fee as calculated below ( ) Supplemental Declaration  
(X) No additional fee (Address envelope to "Mail Stop Non-Fee Amendment")  
( ) Other: (fee \$ )

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS		MINUS		= 0	X \$18	\$ 0
INDEP. CLAIMS		MINUS		= 0	X \$86	\$ 0
[ ] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$290	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$420.00	3RD MONTH \$950.00	4TH MONTH \$1480.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450.

Date of Deposit: FEB 17, 2004

Typed Name: Vaughn W. North

Signature: Vaughn W. North

Respectfully submitted,

Birecki, et al.

By

Vaughn W. North

Attorney/Agent for Applicant(s)

Reg. No. 27,930

Date: FEB 17, 2004